

JS 44 (Rev. 12/07)

**CIVIL COVER SHEET**

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON THE REVERSE OF THE FORM.)

**I. (a) PLAINTIFFS**

Lease Acceptance Corp.  
5300 West Atlantic Avenue, Suite 201, Delray Beach FL 33484

(b) County of Residence of First Listed Plaintiff Florida  
(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorney's (Firm Name, Address, and Telephone Number)

Gerald S. Berkowitz, Esquire, 629 B Swedesford Road  
Malvern, PA 19355-1530, 610-889-3200

**DEFENDANTS**

General Transportation LLC  
1530 Bustard Road, Harleysville, PA 19438

County of Residence of First Listed Defendant Montgomery County  
(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE LAND INVOLVED.

Attorneys (If Known)

**II. BASIS OF JURISDICTION** (Place an "X" in One Box Only)

- ☐ 1 U.S. Government Plaintiff ☐ 3 Federal Question (U.S. Government Not a Party)
- ☐ 2 U.S. Government Defendant ☒ 4 Diversity (Indicate Citizenship of Parties in Item III)

**III. CITIZENSHIP OF PRINCIPAL PARTIES** (Place an "X" in One Box for Plaintiff and One Box for Defendant)

- (For Diversity Cases Only)
- |                                       |                                       |   |                            |                            |
|---------------------------------------|---------------------------------------|---|----------------------------|----------------------------|
| PTF                                   | DEF                                   |   | PTF                        | DEF                        |
| <input type="checkbox"/> 1            | <input checked="" type="checkbox"/> 1 | Citizen of This State   | <input type="checkbox"/> 4 | <input type="checkbox"/> 4 |
|                                       |                                       | Incorporated or Principal Place of Business In This State     |                            |                            |
| <input checked="" type="checkbox"/> 2 | <input type="checkbox"/> 2            | Citizen of Another State                                      | <input type="checkbox"/> 5 | <input type="checkbox"/> 5 |
|                                       |                                       | Incorporated and Principal Place of Business In Another State |                            |                            |
| <input type="checkbox"/> 3            | <input type="checkbox"/> 3            | Citizen or Subject of a Foreign Country                       | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |
|                                       |                                       | Foreign Nation  |                            |                            |

**IV. NATURE OF SUIT** (Place an "X" in One Box Only)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excl. Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input checked="" type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	<b>PERSONAL INJURY</b> <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <b>PERSONAL INJURY</b> <input type="checkbox"/> 362 Personal Injury - Med. Malpractice <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability <b>PERSONAL PROPERTY</b> <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 610 Agriculture <input type="checkbox"/> 620 Other Food & Drug <input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 630 Liquor Laws <input type="checkbox"/> 640 R.R. & Truck <input type="checkbox"/> 650 Airline Regs. <input type="checkbox"/> 660 Occupational Safety/Health <input type="checkbox"/> 690 Other <b>LABOR</b> <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Mgmt. Relations <input type="checkbox"/> 730 Labor/Mgmt. Reporting & Disclosure Act <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Empl. Ret. Inc. Security Act <b>IMMIGRATION</b> <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 463 Habeas Corpus - Alien Detainee <input type="checkbox"/> 465 Other Immigration Actions	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 <b>PROPERTY RIGHTS</b> <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark <b>SOCIAL SECURITY</b> <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) <b>FEDERAL TAX SUITS</b> <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609	<input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 810 Selective Service <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 875 Customer Challenge 12 USC 3410 <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 892 Economic Stabilization Act <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 894 Energy Allocation Act <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice <input type="checkbox"/> 950 Constitutionality of State Statutes
<b>REAL PROPERTY</b> <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	<b>CIVIL RIGHTS</b> <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 444 Welfare <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 440 Other Civil Rights	<b>PRISONER PETITIONS</b> <input type="checkbox"/> 510 Motions to Vacate Sentence <b>Habeas Corpus:</b> <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition		

**V. ORIGIN**

(Place an "X" in One Box Only)

- ☒ 1 Original Proceeding ☐ 2 Removed from State Court ☐ 3 Remanded from Appellate Court ☐ 4 Reinstated or Reopened ☐ 5 Transferred from another district (specify) ☐ 6 Multidistrict Litigation ☐ 7 Appeal to District Judge from Magistrate Judgment

**VI. CAUSE OF ACTION**

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):  
28 USC Sec. 1332(a)(1)

Brief description of cause:  
Breach of leasing contracts and guaranties

**VII. REQUESTED IN COMPLAINT:**

☐ CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23

DEMAND \$  
\$146,899.64

CHECK YES only if demanded in complaint:  
JURY DEMAND: ☒ Yes ☐ No

**VIII. RELATED CASE(S) IF ANY**

(See instructions):

JUDGE

DOCKET NUMBER

DATE

9/23/09

SIGNATURE OF ATTORNEY OF RECORD

*[Signature]*

FOR OFFICE USE ONLY

RECEIPT #

AMOUNT

APPLYING IFP

JUDGE

MAG. JUDGE

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

Lease Acceptance Corp. : CIVIL ACTION  
5300 West Atlantic Avenue, Suite 201 :  
Delray Beach, FL 33484 :

Plaintiff :

v. : No. 09 – cv –

General Transportation, LLC and :  
BCC Liberty, Inc. and :  
Hope Transportation, Inc. :  
1530 Bustard Road :  
Harleysville, PA 19438 :

and :

Peter Somerman :  
1907 Yorkshire Drive :  
Blue Bell, PA 19422 :

and :

Sheldon Somerman :  
1250 Greenwood Avenue, # 811 :  
Jenkintown, PA 19048 :

and :

Benjamin Oller :  
875 Cathcart Road :  
Blue Bell, PA 19422 :

Defendants : Trial by jury of twelve demanded

**COMPLAINT**

**Introduction**

1. This is a breach of contract case brought by Lease Acceptance Corp., a leasing company, against: 1) a transportation services company, General Transportation, LLC, which leased eight vehicles from the plaintiff, and defaulted on its obligations under the lease agreements; and 2) against three individuals and two corporate guarantors of General Transportation, LLC's performance to Lease Acceptance Corp.

**The Parties**

2. The plaintiff, Lease Acceptance Corp. ("LAC"), is a Florida corporation located at 5300 West Atlantic Avenue, Suite 201, Delray Beach, Florida, and LAC is engaged in the leasing business.

3. Defendants General Transportation, LLC ("General Transportation"), and BCC Liberty, Inc. ("BCC"), and Hope Transportation, Inc. ("Hope"), are each Pennsylvania corporations related by common ownership, all with offices located at 1530 Bustard Road, Harleysville, Pennsylvania, and each are engaged in the business of providing transportation services to the general public.

4. Peter Somerman is an individual citizen of the Commonwealth of Pennsylvania who resides at 1907 Yorkshire Drive, Blue Bell, Pennsylvania, and on information and belief is an owner of General Transportation, BCC and Hope.

5. Sheldon Somerman is an individual citizen of the Commonwealth of Pennsylvania who resides at 1250 Greenwood Avenue, # 811, Jenkintown, Pennsylvania, and on information and belief is an owner of General Transportation, BCC and Hope.

6. Benjamin Oller is an individual citizen of the Commonwealth of

Pennsylvania who resides at 875 Cathcart Road, Blue Bell, Pennsylvania, and on information and belief is an owner of General Transportation, BCC and Hope.

### **Jurisdiction and Venue**

7. This Court has original subject matter jurisdiction over this action pursuant to 28 U.S.C. § 1332(a)(1) because the plaintiff and the defendants are citizens of different states and the matter in controversy exceeds the sum of \$75,000 exclusive of interest and costs.

8. Venue is proper in the United States District Court for the Eastern District of Pennsylvania pursuant to 28 U.S.C §1391(a)(1) and (2) because all of the defendants reside within this judicial district, and because the events giving rise to the claims set forth herein occurred in this judicial district.

### **Background**

9. On about August 28, 2007 LAC and General Transportation entered into eight written lease agreements, Lease Nos. 11000582 – 1100589 (collectively the “Leases”), whereby General Transportation leased a total of eight vehicles from LAC.

10. Before LAC agreed to enter into the Leases or extend credit to General Transportation, LAC required that Peter Somerman, Sheldon Somerman, Benjamin Oller, BCC, and Hope collectively, jointly and severally, guaranty all payments due by General Transportation to LAC under the Leases, to which each agreed in writing pursuant to the terms of personal and corporate guaranties (“the Guaranties”). (Hereinafter Peter Somerman, Sheldon Somerman, Benjamin Oller, BCC, and Hope are collectively referred

to as the “Guarantors”).

11. General Transportation accepted delivery of the eight vehicles pursuant to the terms of the Leases, but thereafter breached its payment obligations to LAC under the terms of the Leases, and the vehicles were repossessed by LAC in accordance with the terms of the Leases.

12. LAC then sold or refinanced each of the vehicles in accordance with the terms of the Leases, and thereafter LAC made demand upon General Transportation and the Guarantors to compensate LAC for the damages that LAC incurred as the result of General Transportation’s breaches of the Leases.

14. General Transportation breached its obligations to LAC pursuant to the Leases by its failure to pay to LAC the damages suffered by LAC due to General Transportation’s breaches of the Leases.

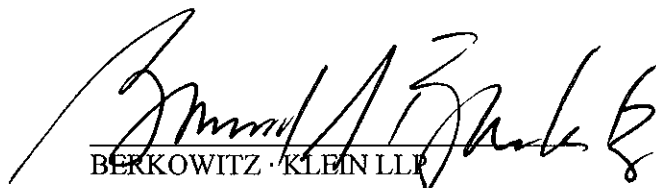
15. Despite demand, the Guarantors have also failed and refused to meet their obligations to LAC pursuant to the terms of the Guaranties.

16. As a direct result of General Transportation’s breaches of the Leases, and the Guarantors’ breaches of the Guaranties, LAC has suffered damages in the amount of \$146,819.64.

17. Pursuant to the terms of the Leases and the Guaranties, General Transportation and the Guarantors agreed to pay to LAC in addition to the damages due by virtue of General Transportation’s breaches of the Leases, LAC’s attorneys’ fees and costs of collection together with interest.

WHEREFORE, Plaintiff demands that judgment be entered in favor of LAC and against the defendants jointly and severally for all damages suffered by LAC in the amount of \$146,819.64 together with interest and all reasonable attorney's fees and costs of collection incurred by LAC.

Respectfully submitted;

A handwritten signature in black ink, appearing to read "Gerald S. Berkowitz", is written over a horizontal line.

BERKOWITZ · KLEIN LLP  
Gerald S. Berkowitz, Esquire  
629 B Swedesford Road  
Swedesford Corporate Center  
Malvern, PA 19355-1530

610-889-3200

Attorney for Plaintiff  
LEASE ACCEPTANCE CORP.

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**CASE MANAGEMENT TRACK DESIGNATION FORM**

Lease Acceptance Corp.	:	CIVIL ACTION
	:	
v.	:	
	:	
General TRansportation LLC	:	NO.

In accordance with the Civil Justice Expense and Delay Reduction Plan of this court, counsel for plaintiff shall complete a Case Management Track Designation Form in all civil cases at the time of filing the complaint and serve a copy on all defendants. (See § 1:03 of the plan set forth on the reverse side of this form.) In the event that a defendant does not agree with the plaintiff regarding said designation, that defendant shall, with its first appearance, submit to the clerk of court and serve on the plaintiff and all other parties, a Case Management Track Designation Form specifying the track to which that defendant believes the case should be assigned.

**SELECT ONE OF THE FOLLOWING CASE MANAGEMENT TRACKS:**

- (a) Habeas Corpus – Cases brought under 28 U.S.C. § 2241 through § 2255. ( )
- (b) Social Security – Cases requesting review of a decision of the Secretary of Health and Human Services denying plaintiff Social Security Benefits. ( )
- (c) Arbitration – Cases required to be designated for arbitration under Local Civil Rule 53.2. ( )
- (d) Asbestos – Cases involving claims for personal injury or property damage from exposure to asbestos. ( )
- (e) Special Management – Cases that do not fall into tracks (a) through (d) that are commonly referred to as complex and that need special or intense management by the court. (See reverse side of this form for a detailed explanation of special management cases.) ( )
- (f) Standard Management – Cases that do not fall into any one of the other tracks. (X)

<u>9/23/09</u>	<u>Gerald S. Berkowitz</u>	<u>Lease Acceptance Corp.</u>
Date	Attorney-at-law	Attorney for
<u>610-889-3200 Ext. 1</u>	<u>610-889-9564</u>	<u>gsb@berklein.com</u>
Telephone	FAX Number	E-Mail Address

## UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF PENNSYLVANIA — DESIGNATION FORM to be used by counsel to indicate the category of the case for the purpose of assignment to appropriate calendar.

Address of Plaintiff: 5300 West Atlantic Avenue, Suite 201, Delray Beach, FL 33484

Address of Defendant: 1530 Bustard Road, Harleysville, PA 19438

Place of Accident, Incident or Transaction: Montgomery County Pennsylvania  
(Use Reverse Side For Additional Space)

Does this civil action involve a nongovernmental corporate party with any parent corporation and any publicly held corporation owning 10% or more of its stock?  
(Attach two copies of the Disclosure Statement Form in accordance with Fed.R.Civ.P. 7.1(a)) Yes ☐ No ☒

Does this case involve multidistrict litigation possibilities? Yes ☐ No ☐

RELATED CASE, IF ANY:

Case Number: \_\_\_\_\_ Judge \_\_\_\_\_ Date Terminated: \_\_\_\_\_

Civil cases are deemed related when yes is answered to any of the following questions:

1. Is this case related to property included in an earlier numbered suit pending or within one year previously terminated action in this court?  
Yes ☐ No ☐
2. Does this case involve the same issue of fact or grow out of the same transaction as a prior suit pending or within one year previously terminated action in this court?  
Yes ☐ No ☐
3. Does this case involve the validity or infringement of a patent already in suit or any earlier numbered case pending or within one year previously terminated action in this court?  
Yes ☐ No ☐
4. Is this case a second or successive habeas corpus, social security appeal, or pro se civil rights case filed by the same individual?  
Yes ☐ No ☐

CIVIL: (Place ☒ in ONE CATEGORY ONLY)

A. Federal Question Cases:

1. ☐ Indemnity Contract, Marine Contract, and All Other Contracts
2. ☐ FELA
3. ☐ Jones Act-Personal Injury
4. ☐ Antitrust
5. ☐ Patent
6. ☐ Labor-Management Relations
7. ☐ Civil Rights
8. ☐ Habeas Corpus
9. ☐ Securities Act(s) Cases
10. ☐ Social Security Review Cases
11. ☐ All other Federal Question Cases  
(Please specify)

B. Diversity Jurisdiction Cases:

1. ☒ Insurance Contract and Other Contracts
2. ☐ Airplane Personal Injury
3. ☐ Assault, Defamation
4. ☐ Marine Personal Injury
5. ☐ Motor Vehicle Personal Injury
6. ☐ Other Personal Injury (Please specify)
7. ☐ Products Liability
8. ☐ Products Liability — Asbestos
9. ☐ All other Diversity Cases  
(Please specify)

## ARBITRATION CERTIFICATION

(Check Appropriate Category)

I, Gerald S. Berkowitz, counsel of record do hereby certify:  
☐ Pursuant to Local Civil Rule 53.2, Section 3(c)(2), that to the best of my knowledge and belief, the damages recoverable in this civil action case exceed the sum of \$150,000.00 exclusive of interest and costs;  
☐ Relief other than monetary damages is sought.

DATE: 9/23/09

Gerald S. Berkowitz  
Attorney-at-Law

39381  
Attorney I.D.#

NOTE: A trial de novo will be a trial by jury only if there has been compliance with F.R.C.P. 38.

I certify that, to my knowledge, the within case is not related to any case now pending or within one year previously terminated action in this court except as noted above.

DATE: 9/23/09

Gerald S. Berkowitz  
Attorney-at-Law

39381  
Attorney I.D.#



APPENDIX G

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF PENNSYLVANIA

Lease Acceptance Corp.

V.

General Transportation LLC

Civil Action

No: \_\_\_\_\_

DISCLOSURE STATEMENT FORM

Please check one box:

☒

The nongovernmental corporate party, Lease Acceptance Corp.,  
in the above listed civil action does not have any parent corporation and  
publicly held corporation that owns 10% or more of its stock.

☐

The nongovernmental corporate party, \_\_\_\_\_,  
in the above listed civil action has the following parent corporation(s) and  
publicly held corporation(s) that owns 10% or more of its stock:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

9/23/09  
Date

Gerald S. Berkowitz, Esquire

Signature

Counsel for: Lease Acceptance Corp.

**Federal Rule of Civil Procedure 7.1 Disclosure Statement**

(a) WHO MUST FILE; CONTENTS. A nongovernmental corporate party must file  
two copies of a disclosure statement that:

(1) identifies any parent corporation and any publicly held corporation  
owning 10% or more of its stock; or

(2) states that there is no such corporation.

(b) TIME TO FILE; SUPPLEMENTAL FILING. A party must:

(1) file the disclosure statement with its first appearance, pleading,  
petition, motion, response, or other request addressed to the court;  
and

(2) promptly file a supplemental statement if any required information  
changes.

APPENDIX G

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF PENNSYLVANIA

Lease Acceptance Corp.

V.

Civil Action

No: \_\_\_\_\_

General Transportation LLC

DISCLOSURE STATEMENT FORM

Please check one box:

☒ The nongovernmental corporate party, Lease Acceptance Corp., in the above listed civil action does not have any parent corporation and publicly held corporation that owns 10% or more of its stock.

☐ The nongovernmental corporate party, \_\_\_\_\_, in the above listed civil action has the following parent corporation(s) and publicly held corporation(s) that owns 10% or more of its stock:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

9/23/09  
Date

Gerald S. Berkowitz, Esquire

Signature

Counsel for: Lease Acceptance Corp.

**Federal Rule of Civil Procedure 7.1 Disclosure Statement**

- (a) WHO MUST FILE; CONTENTS. A nongovernmental corporate party must file two copies of a disclosure statement that:
- (1) identifies any parent corporation and any publicly held corporation owning 10% or more of its stock; or
  - (2) states that there is no such corporation.
- (b) TIME TO FILE; SUPPLEMENTAL FILING. A party must:
- (1) file the disclosure statement with its first appearance, pleading, petition, motion, response, or other request addressed to the court; and
  - (2) promptly file a supplemental statement if any required information changes.

AO 440 (Rev. 02/09) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the  
Eastern District of Pennsylvania

Lease Acceptance Corp.

\_\_\_\_\_  
*Plaintiff*

v.

General Transportation, LLC et al.

\_\_\_\_\_  
*Defendant*

)  
)  
)  
) Civil Action No.  
)  
)  
)

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* General Transportation LLC  
1530 Bustard Road  
Harleysville, PA 19438

A lawsuit has been filed against you.

Within 20 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Michael E. Kunz  
Clerk of Court

Date: \_\_\_\_\_

\_\_\_\_\_  
*Signature of Deputy Clerk*

for the  
Eastern District of Pennsylvania

Defendant

Civil Action No.

Signature of Deputy Clerk

AO 440 (Rev. 02/09) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the  
Eastern District of Pennsylvania

Lease Acceptance Corp.

\_\_\_\_\_  
*Plaintiff*

v.

General Transportation, LLC et al.

\_\_\_\_\_  
*Defendant*

)  
)  
)  
) Civil Action No.  
)  
)  
)

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* Hope Transportation, Inc.  
1530 Bustard Road  
Harleysville, PA 19438

A lawsuit has been filed against you.

Within 20 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Michael E. Kunz  
Clerk of Court

Date: \_\_\_\_\_

\_\_\_\_\_  
*Signature of Deputy Clerk*

AO 440 (Rev. 02/09) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the  
Eastern District of Pennsylvania

Lease Acceptance Corp.

\_\_\_\_\_  
*Plaintiff*

v.

General Transportation, LLC et al.

\_\_\_\_\_  
*Defendant*

)  
)  
)  
) Civil Action No.  
)  
)  
)

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* Peter Somerman  
1907 Yorkshire Drive  
Blue Bell, PA 19422

A lawsuit has been filed against you.

Within 20 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Michael E. Kunz  
Clerk of Court

Date: \_\_\_\_\_

\_\_\_\_\_  
*Signature of Deputy Clerk*

AO 440 (Rev. 02/09) Summons in a Civil Action

**UNITED STATES DISTRICT COURT**  
for the  
Eastern District of Pennsylvania

Lease Acceptance Corp.

\_\_\_\_\_  
*Plaintiff*

v.

General Transportation, LLC et al.

\_\_\_\_\_  
*Defendant*

)  
)  
)  
) Civil Action No.  
)  
)  
)

**SUMMONS IN A CIVIL ACTION**

To: *(Defendant's name and address)* Sheldon Somerman  
1250 Greenwood Avenue, #811  
Jenkintown, PA 19048

A lawsuit has been filed against you.

Within 20 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

*Michael E. Kunz*  
*Clerk of Court*

Date: \_\_\_\_\_

\_\_\_\_\_  
*Signature of Deputy Clerk*

AO 440 (Rev. 02/09) Summons in a Civil Action

UNITED STATES DISTRICT COURT  
for the  
Eastern District of Pennsylvania

Lease Acceptance Corp.

\_\_\_\_\_  
*Plaintiff*

v.

General Transportation, LLC et al.

\_\_\_\_\_  
*Defendant*

)  
)  
)  
) Civil Action No.  
)  
)  
)

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* Benjamin Oller  
875 Cathcart Road  
Blue Bell, PA 19422

A lawsuit has been filed against you.

Within 20 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Michael E. Kunz  
Clerk of Court

Date: \_\_\_\_\_

\_\_\_\_\_  
*Signature of Deputy Clerk*